

MINUTES - CITY OF BEAUMONT

W.L. Pate, Jr., At-Large
Dr. Alan B. Coleman, Mayor Pro Tem
Audwin Samuel, Ward III
Tyrone E. Cooper, City Attorney

BECKY AMES, MAYOR
CITY COUNCIL MEETING
September 30, 2014
Kyle Hayes, City Manager

Gethrel Wright, At-Large
Michael D. Getz, Ward II
Jamie Smith, Ward IV
Tina Broussard, City Clerk

The City Council of the City of Beaumont, Texas, met in a regular session on **September 30, 2014**, at the City Hall Council Chambers, 801 Main Street, Beaumont, Texas, at 1:30 p.m. to consider the following:

OPENING

- * Invocation Pledge of Allegiance Roll Call
- * Presentations and Recognition
- * Public Comment: Persons may speak on scheduled agenda items 1-3/Consent Agenda
- * Consent Agenda

Mayor Ames called the council meeting to order at 1:30 p.m.

Pastor "Big" Jim Salles of West End Baptist Church gave the invocation. Mayor Ames led the Pledge of Allegiance. Roll call was made by Tina Broussard, City Clerk.

Present at the meeting were Mayor Ames, Mayor Pro Tem Coleman, Councilmembers Getz, Pate and Smith. Absent: Councilmembers Wright, Samuel and City Attorney, Tyrone Cooper. Also present were Kyle Hayes, City Manager; Quentin Price, 1st Assistant City Attorney; Tina Broussard, City Clerk.

Councilmember Wright was absent due to illness.

Councilmember Samuel and City Attorney, Tyrone Cooper, were both absent due to their attendance at the TML Conference Board Meeting.

Proclamations, Presentations, Recognitions

"Beaumont Main Street" – Carolyn Howard, Beaumont Main Street Director talked about DOG-tober Fest Saturday, October 4, 2014

"Fire Prevention Week" - October, 2014 - Proclamation read by Mayor Ames; accepted by Fire Chief, Anne Huff and others

Public Comment: Persons may speak on scheduled agenda items 1-3/Consent Agenda.

Elizabeth Johns

600 Main St.

Beaumont TX

Thanked Council for their continued financial support for the Texas Energy Museum

Lynn P. Castle

500 Main St.

Beaumont TX

Thanked Council for their continued financial support for the Art Museum of Southeast Texas

Sue Beard

700 North St.

Beaumont TX

Thanked Council for their continued financial support for Southeast Texas Arts Council (SETAC)

Jerry McMillan

155 W. Circuit Dr.

Beaumont TX

Thanked Council for their support on behalf of SETAC

Paula Blazek

2534 Long St.

Beaumont TX

Thanked Council for their support for the Beaumont Heritage Society

Carolyn Howard

390 Fannin

Beaumont TX

Thanked Council for their support for the Beaumont Main Street, BUILD, Inc.

CONSENT AGENDA

- * Approval of minutes - **September 23, 2014**
- * Confirmation of committee appointments - **Resolution 14 - 208**

Confirm the appointment of Gillian Jenkins to a three-year term to the Civil Service Commission, effective October 5, 2014 (Kyle Hayes, City Manager)

- A) Authorize a one year contract with the Art Museum of Southeast Texas – **Resolution 14 – 209**
- B) Authorize a one year contract with the Texas Energy Museum – **Resolution 14 - 210**
- C) Authorize a one year contract with BUILD, Inc., Beaumont Main Street – **Resolution 14 - 211**
- D) Authorize a one year contract with the Southeast Texas Arts Council (SETAC) – **Resolution 14 - 212**
- E) Authorize a one year contract with Beaumont Heritage Society/John Jay French Museum – **Resolution 14 - 213**
- F) Authorize the execution of an Interlocal Agreement with various local entities related to the South East Texas Regional Radio System – **Resolution 14 - 214**

- G) Authorize the City Manager to receive funding through the Department of Homeland Security Supplemental 2014 Port Security Grant Program – **Resolution 14 - 215**
- H) Approve the purchase of High Density Polyethylene Pipe from ACT Pipe & Supply, Inc., of Beaumont – **Resolution 14 - 216**
- I) Authorize the City Manager to execute all documents necessary to accept funding from the Texas Department of State Health Services (DSHS) for the Preparedness and Prevention Community Preparedness Section/Bioterrorism Discretionary Public Health Emergency Preparedness Grant awarded to the Beaumont Public Health Department – **Resolution 14 - 217**
- J) Authorize the execution of an Interlocal Agreement outlining sharing local license plate data between the Beaumont Police Department and the Houston High Intensity Drug Trafficking Area – **Resolution 14 - 218**

Councilmember Pate moved to approve the Consent Agenda. Mayor Pro Tem Coleman seconded the motion.

AYES: MAYOR AMES, MAYOR PRO TEM COLEMAN, COUNCILMEMBERS GETZ, PATE AND SMITH

NAYS: NONE

MOTION PASSED

GENERAL BUSINESS

1. Consider a resolution authorizing the City Manager to execute a new Labor Agreement with the Beaumont Police Officers Association.

The current Labor Agreement between the City of Beaumont and the Beaumont Police Officers Association expires September 30, 2014.

A proposed four-year agreement is recommended and would provide the following:

- A 2.5% wage increase effective upon execution of a new agreement, on or after October 1, 2014.
- A 2% wage increase effective October 1, 2015; a 2.5% increase effective October 1, 2016; and a 2% increase effective October 1, 2017.
- The starting salary for a Grade I Police Officer would increase from \$50,160 to \$54,540. The increase is warranted in order to attract better applicants.
- The City, at its option, may rehire former Beaumont police officers who separated from the Department in good standing to the pay grade that accords with his/her years of service at the time of separation. A rehired officer will not be accorded his/her previous seniority or eligibility for promotions, if any, until such time as the officer has satisfied the minimum requirements for promotion.

- The eligible number of bilingual officers in English and Spanish, receiving \$50 per month, would be increased from 10 to 20.

Funds will come out of the General Fund. The financial impact in FY 2015 is estimated at \$650,000.

Approval of the resolution.

Councilmember Getz moved to **APPROVE A RESOLUTION THAT THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO EXECUTE A LABOR AGREEMENT WITH THE BEAUMONT POLICE OFFICERS ASSOCIATION COMMENCING OCTOBER 1, 2014 AND EXPIRING SEPTEMBER 30, 2018.** Councilmember Smith seconded the motion.

AYES: MAYOR AMES, MAYOR PRO TEM COLEMAN, COUNCILMEMBERS GETZ, PATE AND SMITH

NAYS: NONE

MOTION PASSED

Resolution 14 – 219

2. Consider a resolution authorizing the City Manager to execute an Earnest Money Contract for the sale of the property located at 1870 Louisiana Street.

On February 25, 2014, City Council passed Resolution No. 14-043 accepting the bid submitted by NAI Wheeler for an annual contract for real estate broker services to list and sell City-owned property.

NAI Wheeler has secured one (1) potential buyer who is interested in purchasing the fire training building and warehouse property located at 1870 Louisiana Street. After reviewing the Earnest Money Contract, it is in the best interest of the City of Beaumont to execute the Earnest Money Contract with MG Real Properties, Ltd with a cash offer in the amount of \$182,000.00.

MG Real Properties, Ltd will deposit \$5,000.00 as earnest money to Texas Regional Title for a feasibility period of 20 days. If MG Real Properties, Ltd. terminates the earnest money contract, the earnest money will not be refunded to MG Real Properties, Ltd. The date of closing will be seven (7) days after the expiration of the feasibility period.

Approval of resolution.

Councilmember Pate moved to **APPROVE A RESOLUTION THAT THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO EXECUTE AN EARNEST MONEY CONTRACT WITH MG REAL PROPERTIES, LTD. FOR SALE OF PROPERTY LOCATED AT 1870 LOUISIANA STREET.** Councilmember Smith seconded the motion.

AYES: MAYOR AMES, MAYOR PRO TEM COLEMAN, COUNCILMEMBERS GETZ, PATE AND SMITH

NAYS: NONE

MOTION PASSED

Resolution 14 - 220

3. Consider a resolution awarding annual contracts to multiple vendors for the purchase of traffic marking materials.

Bids were requested to supply signage, sign materials, hardware, and specialty paints and thermoplastic materials for use by the Transportation Division and for the purchase of various traffic control materials such as markers, portable signs and barricades for use by all City Departments.

Ten (10) vendors were notified and eight (8) responses were received. Specifications were divided into nine (9) material sections, and require that each be awarded to the lowest overall bidder who bids the entire section and complies with the required specifications. All recommended vendors have previously held portions of these contracts. There are no local vendors supplying this material.

General Fund, Water Utilities Fund and Capital Program.

Approval of resolution

Councilmember Smith moved to **APPROVE A RESOLUTION THAT THE BIDS SUBMITTED BY THE VENDORS FOR ANNUAL CONTRACTS FOR THE PURCHASE OF TRAFFIC MARKING MATERIALS AND TRAFFIC CONTROL MATERIALS IN THE ESTIMATED TOTAL AMOUNTS HEREOF FOR ALL PURPOSES WITH AN ESTIMATED TOTAL AMOUNT OF \$589,631.45 BE ACCEPTED BY THE CITY OF BEAUMONT.** Councilmember Getz seconded the motion.

AYES: MAYOR AMES, MAYOR PRO TEM COLEMAN, COUNCILMEMBERS GETZ, PATE AND SMITH

NAYS: NONE

MOTION PASSED

Resolution 14 - 221

PUBLIC HEARING

- * Receive comments on the Emergency Shelter/Solutions Grant Program (ESG) funds awarded to the City of Beaumont

Open – 2:12 p.m.

None

Close – 2:12 p.m.

4. Consider a resolution to accept Emergency Shelter/Solutions Grant Program funds.

On March 10, 2014, The City of Beaumont applied for Emergency Solutions Grant (ESG) funding and was recently awarded a grant of FY2014 ESG funds in the amount of \$184,104. Attached is the Program Award Letter and a proposed budget. In addition, TDHCA is offering an additional \$18,775 of FY2010 Emergency Shelter Grant Program funding reallocated from other jurisdictions unable to expend their funds. The Emergency Shelter Grant Program is the homeless assistance program that predated the current Emergency Solutions Grant Program.

The Emergency Shelter/Solutions Grant Program provides assistance to non-profits that serve the homeless and those individuals at risk of being homeless. Specifically, ESG funds will be for client outreach, emergency shelter and other homeless prevention activities.

U.S. Department of Housing and Urban Development (HUD), administered through the Texas Department of Housing and Community Affairs (TDHCA).

Conduct the Public Hearing and approval of the resolution.

Councilmember Smith moved to **APPROVE A RESOLUTION THAT THE CITY MANAGER BE AND HE IS HEREBY AUTHORIZED TO EXECUTE ALL DOCUMENTS NECESSARY TO ACCEPT \$184,104 IN FY 2014 EMERGENCY SOLUTIONS GRANT (ESG) FUNDING THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) TO PROVIDE SERVICES FOR THE HOMELESS.** Mayor Pro Tem Coleman seconded the motion.

AYES: MAYOR AMES, MAYOR PRO TEM COLEMAN, COUNCILMEMBERS GETZ, PATE AND SMITH

NAYS: NONE

MOTION PASSED

Resolution 14 - 222

WORK SESSION

- * Review and discuss the City of Beaumont's Emergency Management Plan

Tim Ocnaschek, Emergency Management Director reviewed and discussed the City of Beaumont's Emergency Management Plan in regards to the Government Code 418. The Code requires the City to have a plan in place it also requires an annual public review of non-sensitive portions of the plan. Mr. Ocnaschek, discussed the Emergency Management involvement with major incidents such as winter storms that occurred in January and February of 2014, several hazmat incidents on Highways and the flooding on July 17, 2014. There were several exercises that were done, such as the Regional Notification Exercise, and the Citywide Hurricane Exercise. The planning for Emergency Management will involve updating five annexes to the basic plan, complete annual updates for the Hazard Mitigation Plan, community wide planning teams, significant outreach programs that encourage preparedness and the hardening of critical facilities

have to be completed. Provide and/or host training in aspect of the EM Plan, including: hazmat, explosives, radiological, incident command system, web management system, and other training to City and non-City personnel from around the State. A facilitated After Action Review of major incidents, events and exercises will also take place. The City has implemented emergency notifications and awareness such as incident related information be posted to beaumonttexas.gov, and the public safety website, access to online free FEMA training, emergency planning templates, and other direct links posted on the Emergency Management webpage. There is cell phone registration, as well as citizens having the ability to call 311.

PUBLIC HEARING

- * Receive comments related to the City of Beaumont's Emergency Management Plan

Open – 2:17 p.m.

None

Close – 2:17 p.m.

COUNCILMEMBER COMMENTS

MAYOR PRO TEM COLEMAN -

REMINDING EVERYONE OF DOGTOBERFEST ON SATURDAY, OCTOBER 4, 2014, FROM 9:00 A.M. TO 11:00 A.M., FIRE SAFETY FESTIVAL FROM 10:00 A.M. TO 2:00 P.M., GIFT OF LIFE COLOR RUN WILL BE NEXT SATURDAY, OCTOBER 11, 2014, ENCOURAGED EVERYONE TO CHECK THEIR SMOKE ALARMS

COUNCILMEMBER GETZ -

ANNOUNCED THAT TONIGHT (TUESDAY) WOULD BE THE LAST MEETING FOR BISD WITH THE SUPERINTENDENT, THE MEETING WILL BE HELD AT WEST BROOK HIGH SCHOOL AT 6:00 P.M., THERE IS AN EFFORT TO HIRE MORE TEACHERS TO BRING THE SCHOOL CLASSES WITHIN THE MANDATED RATIO

COUNCILMEMBER WRIGHT -

ABSENT

COUNCILMEMBER PATE -

ENCOURAGED EVERYONE TO SUPPORT OUR FIRE MUSEUM AND BEAUMONT MAIN STREET, DON'T FORGET LUNCH ON THE LAKE, ANNOUNCED THAT THE LAST DAY TO REGISTER TO VOTE IN THE NOVEMBER ELECTION IS OCTOBER 6, 2014

COUNCILMEMBER SAMUEL -

ABSENT

COUNCILMEMBER SMITH -

ANNOUNCED SEVERAL EVENTS THIS WEEKEND, BLESSED SACRAMENT BAZAAR, DOGTOBERFEST, THE WINNIE RICE FESTIVAL, ON THURSDAY, OCTOBER 2, 2014, (SOC) SAVE OUR CHILDREN WILL HAVE A UNITED AND EDUCATE OUR YOUTH PROGRAM, THANKED TIM OCNASCHEK FOR THE

PRESENTATION, WISHED HIS WIFE AND FATHER-IN-LAW A
BELATED **HAPPY BIRTHDAY**

CITY ATTORNEY COOPER - ABSENT

1ST ASSISTANT CITY ATTORNEY - NONE

**CITY MANAGER HAYES - INTRODUCED CHRIS JARMON, WHO WILL BE THE EXECUTIVE
ASSISTANT TO THE CITY MANAGER**

**MAYOR AMES - CONGRATULATED ST. ANDREWS PRESBYTERIAN CHURCH
ON CELEBRATING THEIR 60TH ANNIVERSARY, ALSO ASKED
CHRIS BOONE TO ELABORATE ON THE SCENIC CITY
DESIGNATION AWARD THAT THE CITY WILL BE AWARDED ON
NEXT WEEK IN HOUSTON, TX**

Public Comments (Persons are limited to three minutes)

John Guidry 2830 St. James St. Beaumont TX

Spoke to Council in regards to the City disconnecting his water before he had an opportunity to pay the bill and the huge amount which included the reconnect fee

William Sam 1761 Rena St. Beaumont TX

Commented that several years ago he spoke to Council in regards to the trash in Ward IV, stated that the trash issue has greatly improved, thanked his Councilmember as well as commending the Sanitation Department on the great job they are doing

Eric Bender 2770 IH 10E Beaumont TX

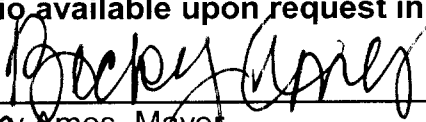
Spoke to Council in regards to an unofficial Tyrrell Park Off Road bicycle trail guide that was passed out to Council, commented on several upgrades that he would like to see happen at Tyrrell Park, announced an International Mountain Biking Association's "Take a Kid Mountain Biking Day" on Saturday, October 4, 2014, starting at 9:00 a.m., with the ride beginning at 9:15 a.m., he asked that participants bring their bicycle, helmet, water, and snacks for the trail

Christopher Jones 1045 Doucette Ave. Beaumont TX

Stated that he's the President of Beaumont Metropolitan Council of PTAs encouraged Council to become active at a PTA sponsored campus, also stated that the Texas PTA has rolled out the platform "Back the Future" in a few weeks everyone will see green, blue, red, orange purple etc., signs with a child's figure that will state "Back the Future"

With there being no Executive Session, Council adjourned at 2:42 p.m.

Audio available upon request in the City Clerk's Office.



Becky Ames, Mayor



Tina Broussard, City Clerk

